IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

RP.No. 839 of 2007(D)

AGAINST THE JUDGEMENT IN OP.8018/2001 Dated 02/06/2006
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: PETITIONER:

P.P. POULOSE,
PALLASSERY HOUSE, KODANADU P.O., ERNAKULAM.

BY ADV. SRI.S.VIDYASAGAR

RESPONDENTS:
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1. THE STATE OF KERALA,
REPRESENTED BY THE SECRETARY, LOCAL ADMINISTRATION DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. TAHSILDAR, KUNNATHUNAD TALUK.

3. MUDAKKUZHA GRAMA PANCHAYAT,
REPRESENTED BY ITS SECRETARY, MUDAKKUZHA P.O.,
VIA. VENGOOR, ERNAKULAM DISTRICT.

4. BINDU HARI, WIFE OF HARI,
AGED 21 YEARS, PUTHUPALAYADAM HOUSE NO.134,
PETTAMALA HARIJAN AMBADKAR COLONY, VENGOOR WEST.

BY ADV.SRI.RAJESH VIJAYAN (R3)

THIS REVIEW PETITION HAVING BEEN FINALLY HEARD ON 28/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KURIAN JOSEPH J.

R.P.No.839/07 in O.P. No.8018 of 2001

Dated 28th September, 2007.

O R D E R

All that the petitioner seeks is a clarification regarding the distance from the Ambedkar Harijan Colony for operating the quarry. In the judgment it is stated that there shall not be quarrying within a distance of 500 meters from the colony. It is brought to the notice of this Court that the statutory requirement is only 50 meters. However, what is stated in the review petition is that they are prepared to maintain a distance of 75 meters. Therefore, it is clarified that the petitioner need only keep a distance of 75 meters from the residential houses in the colony, for operating the quarry.

The Review Petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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